

Decision 02-03-044 March 21, 2002

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of Allied Riser of
California, Inc. (U-6239-C) for Authority to
Transfer Control to Cogent Communications
Group, Inc.

Application 02-01-017
(Filed January 15, 2002)

O P I N I O N

Because of changed circumstances, Cogent Communications Group, Inc., asks that this application be withdrawn. Withdrawal is unopposed. The application is dismissed.

Waiver of Comment Period

This is an uncontested matter in which the decision grants the relief requested. Accordingly, pursuant to Pub. Util. Code § 311(g)(2), the otherwise applicable 30-day period for public review and comment is being waived.

Findings of Fact

1. Notice of this application appeared in the Commission's Daily Calendar of January 17, 2002, along with a ruling shortening the time for protests to 20 days.
2. On January 28, 2002, counsel for Cogent Communications Group, Inc. wrote to the Commission requesting withdrawal of the application without prejudice because of changed circumstances.
3. The request to withdraw the application is unopposed.

Conclusion of Law

The application should be dismissed.

O R D E R

IT IS ORDERED that:

1. The application of Allied Riser of California, Inc., for authority to transfer control to Cogent Communications Group, Inc., is dismissed.
2. Application 02-01-017 is closed.

This order is effective today.

Dated March 21, 2002, at San Francisco, California.

LORETTA M. LYNCH
President
HENRY M. DUQUE
CARL W. WOOD
GEOFFREY F. BROWN
MICHAEL R. PEEVEY
Commissioners